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Atty. Dkt. No. 233/038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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AUG 21 2001

Technology Center 2100

Applicant: Ellison, et al.

Serial No. 09/128,244 Group Art Unit: 2153

Filed: August 3, 1998 Examiner: K. Fields

Title: DYNAMIC QUALITY ADJUSTMENT BASED ON CHANGING
STREAMING CONSTRAINTS

Certificate of Mailing under 37 CFR 1.8

*I hereby certify that this correspondence is being deposited
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FIRST CLASS MAIL in an envelope addressed to: Assistant Com-
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Date: 08/14/01 Signature: *Angie K. Hoang*

Name of person signing certificate: Angie K. Hoang

* * *

TRANSMITTAL

Commissioner for Patents
Washington, DC 20231

Sir:

Enclosed for filing in the above captioned patent application is: (1) Response to
Office Action mailed February 14, 2001 (2) Fee Transmittal for FY 2001; (3) Power of
Attorney by Assignee nCUBE Corporation; (4) Statement under 37 CFR 3.73 by Assignee
nCUBE Corporation; (5) Statement under 37 CFR 3.73 by Assignee Thirdspace Living,
Ltd.; (6) Check No. 1244 in the amount of \$732.00 to cover the third month extension fee
of \$445.00 under 37 CFR 1.17(a)(3) for small entities and to cover the extra claims fee of
\$287.00 and; (7) A Postcard.

08/20/2001 TGE:SAIU1 00000071 09128244

01 FC:217
02 FC:202
03 FC:203

445.00 OP
80.00 OP
207.00 OP


Applicants hereby petition for an extension of time to respond to the Office Action Mailed February 14, 2001. Applicants have enclosed the fee under 37 CFR 1.17(a)(3) for a three month extension.

The Commissioner is hereby authorized to charge any additional fees due or credit any overpayment to Deposit Account No. 50-1610.

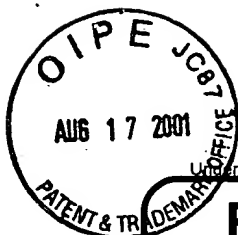
If there are any questions regarding this correspondence, please contact the undersigned at (408) 288-7592.

STEVENS & WESTBERG LLP

Dated: August 14, 2001

A handwritten signature in black ink, appearing to read "Derek Westberg", is written over a horizontal line.

Derek Westberg (Reg. No. 40,872)



PTO/SB/17 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$)732.00

Complete if Known

Application Number	09/128,244
Filing Date	August 3, 1998
First Named Inventor	Ellison
Examiner Name	K. Fields
Group Art Unit	2153
Attorney Docket No.	233/038

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METHOD OF PAYMENT

- 1.
- ☐
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	
Deposit Account Name	

☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17☐ Applicant claims small entity status. See 37 CFR 1.27

- 2.
- ☐
- Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
51	28 - 20** = 23	9.00	207.00
5	3** = 2	40.00	80.00
Multiple Dependent			287.00

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)287.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	445.00
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)445.00

SUBMITTED BY

Name (Print/Type)	Debra J. Westberg
Signature	<i>Debra J. Westberg</i>

Registration No.
(Attorney/Agent)

40,872

Complete (if applicable)

Telephone

(408) 288-7592

Date

Aug. 14, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.